

1 HEATHER E. WILLIAMS, Bar #122664
Federal Defender
2 ERIC V. KERSTEN, CA Bar #226429
Assistant Federal Defender
3 Designated Counsel for Service
2300 Tulare Street, Suite 330
4 Fresno, California 93721-2226
Telephone: (559) 487-5561

5 Attorneys for Defendant
6 GILBERT GALAVIZ

7
8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10
11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 vs.

14 GILBERT GALAVIZ,

15 Defendant.

Case No. 1:20-cr-00005 JLT-SKO

**STIPULATION TO CONTINUE
SENTENCING; ORDER THEREON;
EXHIBIT A**

Date: October 14, 2022

Time: 9:00 a.m.

Judge: Hon. Jennifer L. Thurston

16
17
18
19 **IT IS HEREBY STIPULATED** by and between the parties through their respective
20 counsel that the status conference regarding Gilbert Galaviz' participation in the Delancey Street
21 program scheduled for April 15, 2022 may be may be continued to October 14, 2022, or the
22 soonest time thereafter convenient to the court.

23 On October 22, 2021, Mr. Galaviz appeared for sentencing in this matter. See Dkt. #54.
24 At that time sentencing was vacated to permit Mr. Galaviz to participate in the two-year
25 Delancey Street program, and Galaviz was released to the program on October 29, 2020. See
26 Dkt. #56. Mr. Galaviz has been residing at and participating in the Delancey Street program
27 since that date.

28 Attached as Exhibit A is an April 5, 2022 letter from the Delancey Street program

1 verifying that Mr. Galaviz remains at the program and is fully participating. See Exhibit A.
2 Accordingly, the parties are requesting a further continuance in this matter to continue to monitor
3 Mr. Galaviz' progress at the Delancey Street program. As Mr. Galaviz is pending sentencing, no
4 exclusion of time is necessary

5
6 PHILLIP A. TALBERT
United States Attorney

8 DATED: April 13, 2022

By /s/ Laurel J. Mopntoya
LAUREL J. MONTOYA
Assistant United States Attorney
Attorneys for Plaintiff

11 HEATHER E. WILLIAMS
Federal Defender

13 DATED: April 13, 2022

By /s/ Eric V. Kersten
ERIC V. KERSTEN
Assistant Federal Defender
Attorneys for Defendant
GILBERT GALAVIZ

18 **ORDER**

19 **IT IS SO ORDERED.** For the reasons set forth above sentencing is continued to
20 October 14, 2022.

21 IT IS SO ORDERED.

23 Dated: **April 13, 2022**

24 
UNITED STATES DISTRICT JUDGE